

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION

UNITED STATES OF AMERICA, ex )  
rel. ELIZABETH D. HOLT, )  
 )  
Plaintiff-Relator, )  
 )  
v. )  
 )  
MEDICARE MEDICAID ADVISORS, )  
INC., MEDICARE MEDICAID )  
ADVISORS USA, INC., CAREFREE )  
INSURANCE INC., AETNA INC., )  
HUMANA INC., BLUE CROSS BLUE )  
SHIELD OF KANSAS CITY, and )  
UNITEDHEALTHCARE INSURANCE )  
COMPANY, )  
 )  
Defendants. )

Case No. 18-CV-00860-DGK

**DEFENDANT HUMANA INC.'S MOTION TO DISMISS  
RELATOR'S SECOND AMENDED COMPLAINT**

Defendant Humana Inc. ("Humana"), by counsel, pursuant to Federal Rules of Civil Procedure 9(b) and 12(b)(6), hereby move this Court for an order dismissing the Second Amended Complaint filed by Relator Elizabeth Holt in its entirety and with prejudice for the reasons set forth more fully in Defendant's accompanying Suggestions in Support of Motion to Dismiss filed contemporaneously herewith.

Dated: January 14, 2022

Respectfully submitted,

David Pivnick

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**CERTIFICATE OF SERVICE**

I, David J. Pivnick, an attorney, hereby certify that on January 14, 2022, I caused a copy of the foregoing Motion to Dismiss the Second Amended Complaint to be served via the Court's CM/ECF Filing System upon all counsel of record.

*/s/ David J. Pivnick*  
David J. Pivnick